IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINETH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 7124 of 2004

Between:

1.Praja Samasyala Parishkaram Samithi, Represented by its President, Sri Veeravalli Sridhar Gandhi, S/o.Raghava Rao,
R/o.Mamuduru, Penumantra Mandal, Pin 534238, W.G.District.

2. Sri Karry Satyanarayana Reddy, S/o.Sri Kaniki Reddy,

Principal and Correspondent, Sri Laxmi Memorial ITC,
Penumantra, West Godavari District.

3.Smt.Satti Bhaskara Subba Laxmi,

W/o.Sri Suryanarayana Reddy,
Ex.Sarpanch, Garuvu village,

Penumantra Mandal, West Godavari District.

4.Sri Guditi Satyanarayana, S/o.Sri Ranga Rao, 40
R/o. Moyyeru Village, Attili Mandal, W.G.District.

..... PETITIONERS

AND

1. The Government of Andhra Pradesh, represented by the Chief Secretary, Secretariat, Hyderabad.

2.The Secretary, T, R & B Department, Secretariat,

Government of Andhra Pradesh, Hyderabad.

3. The Engineer in Chief (Administration), R & B Department, Government of Andhra Pradesh, Erra Manzil, Hyderabad.

4. A.P.Road Development Corporation, represented by the Ex.Officio Engineer-in-Chief-cum-Managing Director,
C/o.R & B Department, Government of Andhra Pradesh, Erramanzil, Hyderabad.

5.Election Commission of India, represented by Election Commissioner,
Government of Andhra Pradesh, Hyderabad.

6. M/s.Kayson Construction Company,

8-2-609/A/3/4, Plot No.221, Road No.10, Banjara Hills,

Hyderabad.

(R-6 is impleaded as per Court order dated 29.7.2004 in WPMP No.11459 of 2004).

..RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ Order or Direction in the nature of Mandamus or otherwise directing the First Respondent to forthwith entrust management, control and supervision of all the externally aided Road Development Projects in the State to the regular Roads and Buildings Department headed by the Engineer-in-Chief, and direct the Respondents 1 to 3 to ensure its completion within the specified time bound period and file the progress reports before the Honourable High Court and the steps taken by it to mitigate the hardships, inconvenience and miseries of the people.

For the Petitioner: MR.VILAS V.AFZULPURKAR, Advocate

For the Respondent Nos 1 to 4.: The GP FOR ROADS & BUILDINGS

For Respondent NO.5: Mr.CP. Sarathy.

For Respondent No.6: None appeared

The Court made the following :

Order: (per Sri BRSR.J)

The writ petition is stated to have been filed in purported public interest. That a look at the prayer in the writ petition itself would suggest that the relief as prayed for cannot be granted by this Court in exercise of its jurisdiction under Article 226 of the Constitution of India. In this writ petition, the petitioners prayed for issuance of appropriate directions as against the Government of Andhra Pradesh, represented by its Chief Secretary ' to forthwith entrust the management, control and supervision of all the externally aided Road Development Projects in the State to the regular Roads & Buildings Department headed by the Engineer-in-chief ……..direct the respondents 1 to 3 to ensure its completion within the specified time bound period."

Grant of any such relief by this Court, in our considered opinion, may amount to interfering in the policy making and internal administration of the Government, for which purpose no writ lies. It is for the State Government to take an appropriate decision in the matter. If the petitioners have already made a representation to the Government, surely it will receive its due consideration.

With the observations as above, the writ petition shall stand dismissed. No costs.

(B.SUDERSHAN REDDY,J)

DT.29..7..2004

(K.C.BHANU,J)

msv.

ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Chief Secretary,

Government of Andhra Pradesh, Secretariat

Hyderabad.
2.The Secretary, T, R & B Department, Secretariat,

Government of Andhra Pradesh, Hyderabad.
3. The Engineer in Chief (Administration), R & B Department, Government of Andhra Pradesh, Erra Manzil, Hyderabad.
4. The Ex.Officio Engineer-in-Chief-cum-Managing Director, A.P. Road Development Corporation, C/o R & B Department, Government of Andhra Pradesh, Erramanzil,Hyderabad.
5. The Election Commissioner, Election Commission of India, Government of Andhra Pradesh, Hyderabad.

6. 2 CCs to Government Pleader for R&B, High Court buildings,

High Court of A.P, Hyderabad.(OUT)

7. 2 CD copies.